RSA 189 of 1995.

1.5.2007 Present: Mr. Ashok Kumar Sood, counsel for the appellant.

None for the respondent.

Learned counsel appearing for the appellant states that he had sent a communication to his client informing him that the appeal had been fixed for final hearing and that his presence was required for further instructions in the matter. The letter has been received with the endorsement made by the postal authorities that appellant Shri Jai Singh, son of Sh. Balak Ram is dead. Endorsement on the envelop reads "Prapt karta ka dehant ho gaya hai, ataih bapis kiya jata hai". Envelop in which the communication was sent alongwith the letter are placed on record. In the circumstances, the appeal does not survive and is accordingly disposed of.

May 1, 2007(PC). (Dev Darshan Sud), J.